

Senate Study Bill 1202 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET
BILL)

A BILL FOR

- 1 An Act relating to appropriations to the justice system.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. DEPARTMENT OF JUSTICE.

2 1. There is appropriated from the general fund of the state
3 to the department of justice for the following fiscal years,
4 the following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

6 a. For the general office of attorney general for salaries,
7 support, maintenance, and miscellaneous purposes, including
8 the prosecuting attorneys training program, matching funds
9 for federal violence against women grant programs, victim
10 assistance grants, office of drug control policy prosecuting
11 attorney program, and odometer fraud enforcement:

12 (1) FY 2015-2016:

13 \$ 7,989,905

14 (2) FY 2016-2017:

15 \$ 7,989,905

16 It is the intent of the general assembly that as a condition
17 of receiving the appropriation provided in this lettered
18 paragraph, the department of justice shall maintain a record
19 of the estimated time incurred representing each agency or
20 department.

21 b. For victim assistance grants:

22 (1) FY 2015-2016:

23 \$ 6,734,400

24 (2) FY 2016-2017:

25 \$ 6,734,400

26 The moneys appropriated in this lettered paragraph shall be
27 used to provide grants to care providers providing services to
28 crime victims of domestic abuse or to crime victims of rape and
29 sexual assault.

30 The balance of the victim compensation fund established in
31 section 915.94 may be used each fiscal year to provide salary
32 and support of not more than 24 full-time equivalent positions
33 and to provide maintenance for the victim compensation
34 functions of the department of justice.

35 The department of justice shall transfer at least \$150,000

1 each fiscal year from the victim compensation fund established
2 in section 915.94 to the victim assistance grant program.

3 Notwithstanding section 8.33, moneys appropriated in this
4 paragraph "b" that remain unencumbered or unobligated at the
5 close of a fiscal year shall not revert but shall remain
6 available for expenditure for the purposes designated until the
7 close of the succeeding fiscal year.

8 c. For legal services for persons in poverty grants as
9 provided in section 13.34:

10 (1) FY 2015-2016:

11 \$ 2,400,000

12 (2) FY 2016-2017:

13 \$ 2,400,000

14 2. a. The department of justice, in submitting budget
15 estimates for the fiscal years commencing July 1, 2016,
16 and July 1, 2017, pursuant to section 8.23, shall include a
17 report of funding from sources other than amounts appropriated
18 directly from the general fund of the state to the department
19 of justice or to the office of consumer advocate. These
20 funding sources shall include but are not limited to
21 reimbursements from other state agencies, commissions, boards,
22 or similar entities, and reimbursements from special funds
23 or internal accounts within the department of justice. The
24 department of justice shall also report actual reimbursements
25 for the fiscal years commencing July 1, 2014, and July 1, 2015,
26 and actual and expected reimbursements for the fiscal years
27 commencing July 1, 2015, and July 1, 2016.

28 b. The department of justice shall include the report
29 required under paragraph "a", as well as information regarding
30 any revisions occurring as a result of reimbursements actually
31 received or expected at a later date, in a report to the
32 co-chairpersons and ranking members of the joint appropriations
33 subcommittee on the justice system and the legislative services
34 agency. The department of justice shall submit the report on
35 or before January 15, 2016, and July 15, 2017.

1 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
2 from the department of commerce revolving fund created in
3 section 546.12 to the office of consumer advocate of the
4 department of justice for the following fiscal years, the
5 following amounts, or so much thereof as is necessary, to be
6 used for the purposes designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes:

9 1. FY 2015-2016:
10 \$ 3,137,588
11 2. FY 2016-2017:
12 \$ 3,137,588

13 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

14 1. There is appropriated from the general fund of the
15 state to the department of corrections for the following
16 fiscal years, the following amounts, or so much thereof as is
17 necessary, to be used for the operation of adult correctional
18 institutions, reimbursement of counties for certain confinement
19 costs, and federal prison reimbursement, to be allocated as
20 follows:

21 a. For the operation of the Fort Madison correctional
22 facility, including salaries, support, maintenance, and
23 miscellaneous purposes:

24 (1) FY 2015-2016:
25 \$ 43,021,602
26 (2) FY 2016-2017:
27 \$ 43,021,602

28 b. For the operation of the Anamosa correctional facility,
29 including salaries, support, maintenance, and miscellaneous
30 purposes:

31 (1) FY 2015-2016:
32 \$ 33,668,253
33 (2) FY 2016-2017:
34 \$ 33,668,253

35 c. For the operation of the Oakdale correctional facility,

1 including salaries, support, maintenance, and miscellaneous
2 purposes:

3 (1) FY 2015-2016:

4 \$ 60,408,092

5 (2) FY 2016-2017:

6 \$ 61,408,092

7 d. For the operation of the Newton correctional facility,
8 including salaries, support, maintenance, and miscellaneous
9 purposes:

10 (1) FY 2015-2016:

11 \$ 27,572,108

12 (2) FY 2016-2017:

13 \$ 27,572,108

14 e. For the operation of the Mt. Pleasant correctional
15 facility, including salaries, support, maintenance, and
16 miscellaneous purposes:

17 (1) FY 2015-2016:

18 \$ 26,583,727

19 (2) FY 2016-2017:

20 \$ 26,583,727

21 f. For the operation of the Rockwell City correctional
22 facility, including salaries, support, maintenance, and
23 miscellaneous purposes:

24 (1) FY 2015-2016:

25 \$ 9,836,353

26 (2) FY 2016-2017:

27 \$ 9,836,353

28 g. For the operation of the Clarinda correctional facility,
29 including salaries, support, maintenance, and miscellaneous
30 purposes:

31 (1) FY 2015-2016:

32 \$ 26,809,529

33 (2) FY 2016-2017:

34 \$ 26,809,529

35 Moneys received by the department of corrections as

1 reimbursement for services provided to the Clarinda youth
2 corporation are appropriated to the department and shall be
3 used for the purpose of operating the Clarinda correctional
4 facility.

5 h. For the operation of the Mitchellville correctional
6 facility, including salaries, support, maintenance, and
7 miscellaneous purposes:

8 (1) FY 2015-2016:

9 \$ 22,724,581

10 (2) FY 2016-2017:

11 \$ 22,724,581

12 i. For the operation of the Fort Dodge correctional
13 facility, including salaries, support, maintenance, and
14 miscellaneous purposes:

15 (1) FY 2015-2016:

16 \$ 30,097,648

17 (2) FY 2016-2017:

18 \$ 30,097,648

19 j. For reimbursement of counties for temporary confinement
20 of work release and parole violators, as provided in sections
21 901.7, 904.908, and 906.17, and for offenders confined pursuant
22 to section 904.513:

23 (1) FY 2015-2016:

24 \$ 1,370,092

25 (2) FY 2016-2017:

26 \$ 1,370,092

27 k. For federal prison reimbursement, reimbursements for
28 out-of-state placements, and miscellaneous contracts:

29 (1) FY 2015-2016:

30 \$ 484,411

31 (2) FY 2016-2017:

32 \$ 484,411

33 2. The department of corrections shall use moneys
34 appropriated in subsection 1 to continue to contract for the
35 services of a Muslim imam and a Native American spiritual

1 leader.

2 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

3 There is appropriated from the general fund of the state to the
4 department of corrections for the following fiscal years, the
5 following amounts, or so much thereof as is necessary, to be
6 used for the purposes designated:

7 1. a. For general administration, including salaries,
8 support, maintenance, employment of an education director to
9 administer a centralized education program for the correctional
10 system, and miscellaneous purposes:

11 (1) FY 2015-2016:

12 \$ 5,270,010

13 (2) FY 2016-2017:

14 \$ 5,270,010

15 b. It is the intent of the general assembly that each
16 lease negotiated by the department of corrections with a
17 private corporation for the purpose of providing private
18 industry employment of inmates in a correctional institution
19 shall prohibit the private corporation from utilizing inmate
20 labor for partisan political purposes for any person seeking
21 election to public office in this state and that a violation
22 of this requirement shall result in a termination of the lease
23 agreement.

24 c. It is the intent of the general assembly that as a
25 condition of receiving the appropriation provided in this
26 subsection the department of corrections shall not enter into
27 a lease or contractual agreement pursuant to section 904.809
28 with a private corporation for the use of building space for
29 the purpose of providing inmate employment without providing
30 that the terms of the lease or contract establish safeguards to
31 restrict, to the greatest extent feasible, access by inmates
32 working for the private corporation to personal identifying
33 information of citizens.

34 2. a. For educational programs for inmates at state penal
35 institutions:

1 (1) FY 2015-2016:

2 \$ 2,608,109

3 (2) FY 2016-2017:

4 \$ 2,608,109

5 b. To maximize the funding for educational programs,
6 the department shall establish guidelines and procedures to
7 prioritize the availability of educational and vocational
8 training for inmates based upon the goal of facilitating an
9 inmate's successful release from the correctional institution.

10 c. The director of the department of corrections may
11 transfer moneys from Iowa prison industries and the canteen
12 operating funds established pursuant to section 904.310, for
13 use in educational programs for inmates.

14 d. Notwithstanding section 8.33, moneys appropriated in
15 this subsection that remain unobligated or unexpended at the
16 close of a fiscal year shall not revert but shall remain
17 available to be used only for the purposes designated in this
18 subsection until the close of the succeeding fiscal year.

19 3. For the development of the Iowa corrections offender
20 network (ICON) data system:

21 a. FY 2015-2016:

22 \$ 2,000,000

23 b. FY 2016-2017:

24 \$ 2,000,000

25 4. For offender mental health and substance abuse
26 treatment:

27 a. FY 2015-2016:

28 \$ 22,319

29 b. FY 2016-2017:

30 \$ 22,319

31 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
32 SERVICES.

33 1. There is appropriated from the general fund of the state
34 to the department of corrections for the following fiscal
35 years, for salaries, support, maintenance, and miscellaneous

1 purposes, the following amounts, or so much thereof as is
2 necessary, to be allocated as follows:

3 a. For the first judicial district department of
4 correctional services:

5 (1) FY 2015-2016:
6 \$ 14,788,972

7 (2) FY 2016-2017:
8 \$ 14,788,972

9 It is the intent of the general assembly that the first
10 judicial district department of correctional services maintain
11 the drug courts operated by the district department.

12 b. For the second judicial district department of
13 correctional services:

14 (1) FY 2015-2016:
15 \$ 11,500,661

16 (2) FY 2016-2017:
17 \$ 11,500,661

18 It is the intent of the general assembly that the second
19 judicial district department of correctional services establish
20 and maintain two drug courts to be operated by the district
21 department.

22 c. For the third judicial district department of
23 correctional services:

24 (1) FY 2015-2016:
25 \$ 7,241,257

26 (2) FY 2016-2017:
27 \$ 7,241,257

28 d. For the fourth judicial district department of
29 correctional services:

30 (1) FY 2015-2016:
31 \$ 5,638,005

32 (2) FY 2016-2017:
33 \$ 5,638,005

34 e. For the fifth judicial district department of
35 correctional services, including funding for electronic

1 monitoring devices for use on a statewide basis:

2 (1) FY 2015-2016:

3 \$ 20,371,676

4 (2) FY 2016-2017:

5 \$ 20,371,676

6 It is the intent of the general assembly that the fifth
7 judicial district department of correctional services maintain
8 the drug court operated by the district department.

9 f. For the sixth judicial district department of
10 correctional services:

11 (1) FY 2015-2016:

12 \$ 14,892,283

13 (2) FY 2016-2017:

14 \$ 14,892,283

15 It is the intent of the general assembly that the sixth
16 judicial district department of correctional services maintain
17 the drug court operated by the district department.

18 g. For the seventh judicial district department of
19 correctional services:

20 (1) FY 2015-2016:

21 \$ 7,856,873

22 (2) FY 2016-2017:

23 \$ 7,856,873

24 It is the intent of the general assembly that the seventh
25 judicial district department of correctional services maintain
26 the drug court operated by the district department.

27 h. For the eighth judicial district department of
28 correctional services:

29 (1) FY 2015-2016:

30 \$ 8,168,190

31 (2) FY 2016-2017:

32 \$ 8,168,190

33 2. Each judicial district department of correctional
34 services, within the funding available, shall continue programs
35 and plans established within that district to provide for

1 intensive supervision, sex offender treatment, diversion of
2 low-risk offenders to the least restrictive sanction available,
3 job development, and expanded use of intermediate criminal
4 sanctions.

5 3. Each judicial district department of correctional
6 services shall provide alternatives to prison consistent with
7 chapter 901B. The alternatives to prison shall ensure public
8 safety while providing maximum rehabilitation to the offender.
9 A judicial district department of correctional services may
10 also establish a day program.

11 4. The governor's office of drug control policy shall
12 consider federal grants made to the department of corrections
13 for the benefit of each of the eight judicial district
14 departments of correctional services as local government
15 grants, as defined pursuant to federal regulations.

16 5. The department of corrections shall continue to contract
17 with a judicial district department of correctional services to
18 provide for the rental of electronic monitoring equipment which
19 shall be available statewide.

20 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
21 APPROPRIATIONS. Notwithstanding section 8.39, within the
22 moneys appropriated in this division of this Act to the
23 department of corrections, the department may reallocate the
24 moneys appropriated and allocated as necessary to best fulfill
25 the needs of the correctional institutions, administration
26 of the department, and the judicial district departments of
27 correctional services. However, in addition to complying with
28 the requirements of sections 904.116 and 905.8 and providing
29 notice to the legislative services agency, the department
30 of corrections shall also provide notice to the department
31 of management, prior to the effective date of the revision
32 or reallocation of an appropriation made pursuant to this
33 section. The department of corrections shall not reallocate an
34 appropriation or allocation for the purpose of eliminating any
35 program.

1 Sec. 7. INTENT — REPORTS. The department of corrections
2 in cooperation with townships, the Iowa cemetery associations,
3 and other nonprofit or governmental entities may use inmate
4 labor during the fiscal years beginning July 1, 2015, and July
5 1, 2016, to restore or preserve rural cemeteries and historical
6 landmarks. The department in cooperation with the counties may
7 also use inmate labor to clean up roads, major water sources,
8 and other water sources around the state.

9 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
10 corrections shall submit a report on electronic monitoring to
11 the general assembly, to the co-chairpersons and the ranking
12 members of the joint appropriations subcommittee on the justice
13 system, and to the legislative services agency by January 15,
14 2016, and by January 15, 2017. The reports shall specifically
15 address the number of persons being electronically monitored
16 and break down the number of persons being electronically
17 monitored by offense committed. The reports shall also include
18 a comparison of any data from the prior fiscal year with the
19 current year.

20 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

21 1. As used in this section, unless the context otherwise
22 requires, "state agency" means the government of the state
23 of Iowa, including but not limited to all executive branch
24 departments, agencies, boards, bureaus, and commissions, the
25 judicial branch, the general assembly and all legislative
26 agencies, institutions within the purview of the state board of
27 regents, and any corporation whose primary function is to act
28 as an instrumentality of the state.

29 2. State agencies are encouraged to purchase products
30 from Iowa state industries, as defined in section 904.802,
31 when purchases are required and the products are available
32 from Iowa state industries. State agencies shall obtain bids
33 from Iowa state industries for purchases of office furniture
34 during the fiscal years beginning July 1, 2015, and July
35 1, 2016, exceeding \$5,000 or in accordance with applicable

1 administrative rules related to purchases for the agency.

2 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

3 1. There is appropriated from the general fund of the
4 state to the Iowa law enforcement academy for the following
5 fiscal years, the following amounts, or so much thereof as is
6 necessary, to be used for the purposes designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes, including jailer training and technical assistance:

9 a. FY 2015-2016:

10 \$ 1,003,214

11 b. FY 2016-2017:

12 \$ 1,003,214

13 It is the intent of the general assembly that the Iowa law
14 enforcement academy may provide training of state and local
15 law enforcement personnel concerning the recognition of and
16 response to persons with Alzheimer's disease.

17 The Iowa law enforcement academy may temporarily exceed and
18 draw more than the amount appropriated in this subsection and
19 incur a negative cash balance as long as there are receivables
20 equal to or greater than the negative balance and the amount
21 appropriated in this subsection is not exceeded at the close
22 of the fiscal year.

23 2. The Iowa law enforcement academy may select at least
24 five automobiles of the department of public safety, division
25 of state patrol, prior to turning over the automobiles to
26 the department of administrative services to be disposed
27 of by public auction, and the Iowa law enforcement academy
28 may exchange any automobile owned by the academy for each
29 automobile selected if the selected automobile is used in
30 training law enforcement officers at the academy. However, any
31 automobile exchanged by the academy shall be substituted for
32 the selected vehicle of the department of public safety and
33 sold by public auction with the receipts being deposited in the
34 depreciation fund to the credit of the department of public
35 safety, division of state patrol.

1 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated
2 from the general fund of the state to the office of the state
3 public defender of the department of inspections and appeals
4 for the following fiscal years, the following amounts, or so
5 much thereof as is necessary, to be allocated as follows for
6 the purposes designated:

7 1. For salaries, support, maintenance, and miscellaneous
8 purposes:

9 a. FY 2015-2016:

10 \$ 26,032,243

11 b. FY 2016-2017:

12 \$ 26,182,243

13 2. For payments on behalf of eligible adults and juveniles
14 from the indigent defense fund, in accordance with section
15 815.11:

16 a. FY 2015-2016:

17 \$ 29,751,929

18 b. FY 2016-2017:

19 \$ 29,601,929

20 Sec. 12. BOARD OF PAROLE. There is appropriated from
21 the general fund of the state to the board of parole for
22 the following fiscal years, the following amounts, or so
23 much thereof as is necessary, to be used for the purposes
24 designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes:

27 1. FY 2015-2016:

28 \$ 1,204,583

29 2. FY 2016-2017:

30 \$ 1,204,583

31 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE — DEPARTMENT
32 OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is
33 appropriated from the general fund of the state to the
34 department of public defense or the department of homeland
35 security and emergency management, as applicable, for

1 the following fiscal years, the following amounts, or so
2 much thereof as is necessary, to be used for the purposes
3 designated:

4 1. MILITARY DIVISION

5 For salaries, support, maintenance, and miscellaneous
6 purposes:

7 a. FY 2015-2016:

8 \$ 6,554,478

9 b. FY 2016-2017:

10 \$ 6,554,478

11 The military division may temporarily exceed and draw more
12 than the amount appropriated in this subsection and incur a
13 negative cash balance as long as there are receivables of
14 federal funds equal to or greater than the negative balance and
15 the amount appropriated in this subsection is not exceeded at
16 the close of a fiscal year.

17 2. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
18 MANAGEMENT

19 a. For salaries, support, maintenance, and miscellaneous
20 purposes:

21 (1) FY 2015-2016:

22 \$ 2,229,623

23 (2) FY 2016-2017:

24 \$ 2,229,623

25 b. The department of homeland security and emergency
26 management may temporarily exceed and draw more than the
27 amount appropriated in this subsection and incur a negative
28 cash balance as long as there are receivables of federal funds
29 equal to or greater than the negative balance and the amount
30 appropriated in this subsection is not exceeded at the close
31 of a fiscal year.

32 c. It is the intent of the general assembly that the
33 department of homeland security and emergency management work
34 in conjunction with the department of public safety, to the
35 extent possible, when gathering and analyzing information

1 related to potential domestic or foreign security threats, and
2 when monitoring such threats.

3 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
4 from the general fund of the state to the department of public
5 safety for the following fiscal years, the following amounts,
6 or so much thereof as is necessary, to be used for the purposes
7 designated:

8 1. For the department's administrative functions, including
9 the criminal justice information system:

10 a. FY 2015-2016:

11 \$ 4,183,349

12 b. FY 2016-2017:

13 \$ 4,183,349

14 2. For the division of criminal investigation, including
15 the state's contribution to the peace officers' retirement,
16 accident, and disability system provided in chapter 97A in the
17 amount of the state's normal contribution rate, as defined in
18 section 97A.8, multiplied by the salaries for which the moneys
19 are appropriated, to meet federal fund matching requirements:

20 a. FY 2015-2016:

21 \$ 13,625,414

22 b. FY 2016-2017:

23 \$ 13,625,414

24 3. For the criminalistics laboratory fund created in
25 section 691.9:

26 a. FY 2015-2016:

27 \$ 302,345

28 b. FY 2016-2017:

29 \$ 302,345

30 4. a. For the division of narcotics enforcement, including
31 the state's contribution to the peace officers' retirement,
32 accident, and disability system provided in chapter 97A in the
33 amount of the state's normal contribution rate, as defined in
34 section 97A.8, multiplied by the salaries for which the moneys
35 are appropriated, to meet federal fund matching requirements:

1 (1) FY 2015-2016:
2 \$ 7,316,635
3 (2) FY 2016-2017:
4 \$ 7,316,635
5 b. For the division of narcotics enforcement for undercover
6 purchases:
7 (1) FY 2015-2016:
8 \$ 109,042
9 (2) FY 2016-2017:
10 \$ 109,042
11 5. For the division of state fire marshal, for fire
12 protection services as provided through the state fire service
13 and emergency response council as created in the department,
14 and for the state's contribution to the peace officers'
15 retirement, accident, and disability system provided in chapter
16 97A in the amount of the state's normal contribution rate, as
17 defined in section 97A.8, multiplied by the salaries for which
18 the moneys are appropriated:
19 a. FY 2015-2016:
20 \$ 4,590,556
21 b. FY 2016-2017:
22 \$ 4,590,556
23 6. For the division of state patrol, for salaries, support,
24 maintenance, workers' compensation costs, and miscellaneous
25 purposes, including the state's contribution to the peace
26 officers' retirement, accident, and disability system provided
27 in chapter 97A in the amount of the state's normal contribution
28 rate, as defined in section 97A.8, multiplied by the salaries
29 for which the moneys are appropriated:
30 a. FY 2015-2016:
31 \$ 60,920,291
32 b. FY 2016-2017:
33 \$ 60,920,291
34 It is the intent of the general assembly that members of the
35 state patrol be assigned to patrol the highways and roads in

1 lieu of assignments for inspecting school buses for the school
2 districts.

3 7. For deposit in the sick leave benefits fund established
4 under section 80.42 for all departmental employees eligible to
5 receive benefits for accrued sick leave under the collective
6 bargaining agreement:

7 a. FY 2015-2016:

8 \$ 279,517

9 b. FY 2016-2017:

10 \$ 279,517

11 8. For costs associated with the training and equipment
12 needs of volunteer fire fighters:

13 a. FY 2015-2016:

14 \$ 825,520

15 b. FY 2016-2017:

16 \$ 825,520

17 c. Notwithstanding section 8.33, moneys appropriated in
18 this subsection that remain unencumbered or unobligated at
19 the close of a fiscal year shall not revert but shall remain
20 available for expenditure only for the purpose designated in
21 this subsection until the close of the succeeding fiscal year.

22 d. Notwithstanding section 8.39, the department of public
23 safety may reallocate moneys appropriated in this section
24 as necessary to best fulfill the needs provided for in the
25 appropriation. However, the department shall not reallocate
26 moneys appropriated to the department in this section unless
27 notice of the reallocation is given to the legislative services
28 agency and the department of management prior to the effective
29 date of the reallocation. The notice shall include information
30 regarding the rationale for reallocating the moneys. The
31 department shall not reallocate moneys appropriated in this
32 section for the purpose of eliminating any program.

33 9. For the public safety interoperable and broadband
34 communications fund established in section 80.44:

35 a. FY 2015-2016:

1 \$ 154,661

2 b. FY 2016-2017:

3 \$ 154,661

4 Sec. 15. GAMING ENFORCEMENT.

5 1. There is appropriated from the gaming enforcement
6 revolving fund created in section 80.43 to the department of
7 public safety for the following fiscal years, the following
8 amounts, or so much thereof as is necessary, to be used for the
9 purposes designated:

10 For any direct support costs for agents and officers of
11 the division of criminal investigation's excursion gambling
12 boat, gambling structure, and racetrack enclosure enforcement
13 activities, including salaries, support, maintenance, and
14 miscellaneous purposes:

15 a. FY 2015-2016:

16 \$ 10,898,008

17 b. FY 2016-2017:

18 \$ 8,440,066

19 2. For each additional license to conduct gambling games on
20 an excursion gambling boat, gambling structure, or racetrack
21 enclosure issued during the fiscal year beginning July 1, 2015,
22 there is appropriated from the gaming enforcement fund to the
23 department of public safety for the fiscal years beginning July
24 1, 2015, and July 1, 2016, an additional amount of not more
25 than \$300,000 each fiscal year to be used for not more than
26 3.00 additional full-time equivalent positions.

27 3. The department of public safety, with the approval of the
28 department of management, may employ no more than three special
29 agents for each additional riverboat or gambling structure
30 regulated after July 1, 2015, and three special agents for each
31 racing facility which becomes operational during the fiscal
32 year which begins July 1, 2015.

33 Sec. 16. CIVIL RIGHTS COMMISSION.

34 1. There is appropriated from the general fund of the state
35 to the Iowa state civil rights commission for the following

1 fiscal years, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 For salaries, support, maintenance, and miscellaneous
4 purposes:

5 a. FY 2015-2016:

6 \$ 1,169,540

7 b. FY 2016-2017:

8 \$ 1,169,540

9 2. The Iowa state civil rights commission may enter into
10 a contract with a nonprofit organization to provide legal
11 assistance to resolve civil rights complaints.

12 Sec. 17. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

13 1. There is appropriated from the general fund of the state
14 to the criminal and juvenile justice planning division of the
15 department of human rights for the following fiscal years, the
16 following amounts, or so much thereof as is necessary, to be
17 used for the purposes designated:

18 For salaries, support, maintenance, and miscellaneous
19 purposes:

20 a. FY 2015-2016:

21 \$ 1,260,105

22 b. FY 2016-2017:

23 \$ 1,260,105

24 2. The criminal and juvenile justice planning advisory
25 council and the juvenile justice advisory council shall
26 coordinate their efforts in carrying out their respective
27 duties relative to juvenile justice.

28 Sec. 18. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
29 MANAGEMENT. There is appropriated from the E911 emergency
30 communications fund created in section 34A.7A to the department
31 of homeland security and emergency management for the following
32 fiscal years, the following amounts, or so much thereof as is
33 necessary, to be used for the purposes designated:

34 For implementation, support, and maintenance of the
35 functions of the administrator and program manager under

1 chapter 34A and to employ the auditor of the state to perform
2 an annual audit of the E911 emergency communications fund:

3 1. FY 2015-2016:

4 \$ 250,000

5 2. FY 2016-2017:

6 \$ 250,000

7 Sec. 19. Section 34A.7A, subsection 2, Code 2015, is amended
8 by adding the following new paragraph:

9 NEW PARAGRAPH. *Ob.* The program manager shall reimburse
10 the provider, on a calendar quarterly basis, for actual annual
11 lease costs associated with the operation of a statewide
12 land mobile radio communications system that interfaces with
13 the Iowa interoperability radio platform. The department of
14 administrative services shall select the provider in accordance
15 with section 8A.311. The Iowa radio interoperability platform
16 shall be under the joint purview of the department of public
17 safety and the department of transportation. The departments
18 shall jointly submit a biannual report to the Iowa statewide
19 interoperable communications systems board beginning July 1,
20 2016.

21 Sec. 20. Section 34A.7A, subsection 2, paragraph f, Code
22 2015, is amended to read as follows:

23 *f.* If moneys remain in the fund after fully paying
24 all obligations under paragraphs "*a*", "*Ob*", "*b*", "*c*", "*d*",
25 and "*e*", the remainder may be accumulated in the fund as a
26 carryover operating surplus. This surplus shall be used
27 to fund future network and public safety answering point
28 improvements, including hardware and software for an internet
29 protocol-enabled next generation network, and wireless
30 carriers' transport costs related to wireless E911 services, if
31 those costs are not otherwise recovered by wireless carriers
32 through customer billing or other sources and approved by the
33 program manager in consultation with the E911 communications
34 council. Notwithstanding section 8.33, any moneys remaining
35 in the fund at the end of each fiscal year shall not revert to

1 the general fund of the state but shall remain available for
2 the purposes of the fund.

3 EXPLANATION

4 The inclusion of this explanation does not constitute agreement with
5 the explanation's substance by the members of the general assembly.

6 This bill relates to and makes appropriations to the justice
7 system.

8 The bill makes appropriations from the general fund of the
9 state for fiscal year 2015-2016 and fiscal year 2016-2017 to
10 the departments of justice, corrections, public defense, public
11 safety, and homeland security and emergency management, and
12 the Iowa law enforcement academy, office of the state public
13 defender, board of parole, Iowa state civil rights commission,
14 and the criminal and juvenile justice planning division of the
15 department of human rights.

16 The bill appropriates moneys from the department of commerce
17 revolving fund to the office of consumer advocate of the
18 department of justice for fiscal year 2015-2016 and fiscal year
19 2016-2017.

20 The bill also appropriates moneys from the gaming
21 enforcement revolving fund to the department of public safety
22 for fiscal year 2015-2016 and fiscal year 2016-2017.

23 The bill appropriates moneys from the wireless E911
24 emergency communications fund to the department homeland
25 security and emergency management for fiscal year 2015-2016 and
26 fiscal year 2016-2017.

27 The bill amends Code section 34A.7A relating to expenditures
28 from the E911 emergency communications fund. The bill
29 specifies that the E911 program manager shall reimburse a
30 provider as defined in Code section 34A.2, on a calendar
31 quarterly basis, for actual annual lease costs associated with
32 the operation of a statewide land mobile radio communications
33 system that interfaces with the Iowa interoperability radio
34 platform. The department of administrative services shall
35 select the provider in accordance with Code section 8A.311.

S.F. _____ H.F. _____

1 The bill requires the Iowa radio interoperability platform to
2 be under the joint purview of the department of public safety
3 and the department of transportation with biannual reporting to
4 the Iowa statewide interoperable communications systems board
5 beginning July 1, 2016.